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In re Application of :  
KUHAJDA *et al* :  
U.S. Application No.: 10/520,505 :  
PCT No.: PCT/US2003/021700 :  
Int. Filing Date: 09 July 2003 :  
Priority Date: 09 July 2002 :  
Attorney Docket No.: P71497US/37049.00082 :  
For: NOVEL COMPOUNDS, :  
PHARMACEUTICAL COMPOSITIONS :  
CONTAINING SAME, . . . :

**COMMUNICATION**

This communication is in response to matters brought to the attention of the Office of PCT Legal Administration under 35 U.S.C. 371.

The declaration filed 06 February 2006 is not in compliance with 37 CFR 1.497(a) and (b) as the proper inventive entity is not listed. Craig A. Townsend was not listed as an inventor despite being recorded as an inventor in the international application. As such, the Notification of Acceptance of Application Under 35 U.S.C. 371 and 1.495 (Form PCT/DO/EO/903) and filing receipt were sent in error.

The Form PCT/DO/EO/903 and filing receipt mailed on 24 July 2006 are **VACATED**.

Applicants provided a new declaration that is in compliance with 37 CFR 1.497(a) and (b) on 16 December 2009.<sup>1</sup>

This application is being forwarded to the DO/EO/US to mail a corrected Form PCT/DO/EO/903 and filing receipt indicating the completion of all 35 U.S.C. 371 requirements on 16 December 2009.

  
James Thomson  
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<sup>1</sup> The declaration filed 23 November 2009 is not acceptable as it is considered a composite declaration.